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CITY OF MINNEAPOLIS

And

AMERICAN FEDERATION OF STATE,  
COUNTY AND MUNICIPAL EMPLOYEES,  
DISTRICT COUNCIL NO. 5, LOCAL  
UNION NO. 9, AFL-CIO  
(Attorney's Unit)

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**LETTER OF AGREEMENT**

**Modifying Article 13, Subd. 2  
Appointive and Elective Leave  
(AMENDED 6/8/2023)**

**WHEREAS**, the City of Minneapolis ("City") and the American Federation of AFSCME Attorney's Unit (hereinafter "Union") are parties to a Collective Bargaining Agreement that is currently in force; and

**WHEREAS** the current Collective Bargaining Agreement, Article 13. "Leaves of Absence Without Pay," Section 13.02, "Leaves of Absence Governed by Minnesota State Statute," Subd. 2, "Appointive and Elective Office Leave," identifies that unit attorneys who are appointed to certain specified unclassified positions are allowed to return to a classified position within the bargaining unit with no loss of seniority when their unclassified appointment ends;

**WHEREAS** the City has created a new unclassified position with associated unique position number, Managing Attorney -Implementation, Position Number 9338 ("New Unclassified Position");

**WHEREAS**, the Parties wish to continue to provide job protections to bargaining unit members who are selected to serve in unclassified positions in the City Attorney's Office;

**NOW, THEREFORE IT IS AGREED**, that Article 13, Section 13.02, Subd. 2-Appointive and Elective Leave shall be modified as reflected below:

Subd. 2. Appointive and Elective Office Leave

Leaves of absence without pay to serve in an appointive-unclassified City position or as a Minnesota state legislator or full-time elective officer in a city or county of Minnesota shall be granted pursuant to applicable Minnesota statutes.

Any unit attorney who is appointed to an unclassified Supervising Attorney – Criminal (Position Numbers 1924, 1938, 7680 and 9140), or unclassified Deputy Attorney – Civil (Position Number 3669), unclassified Deputy Attorney-Criminal (Position Number 3671), or unclassified Managing Attorney- Civil (Position Numbers 7677, 8371, and 8372) or unclassified Managing Attorney-Implementation (Position Number 9338) position within the Minneapolis City Attorney's Office shall be deemed to be on leave of absence during their tenure in such as appointive position, and upon the termination of their service in the unclassified Supervising Attorney – Criminal (Position Numbers 1924, 1938 and 7680 and 9140), unclassified Deputy Attorney - Civil (Position Number 3669), unclassified Deputy Attorney - Criminal (Position Number 3671), unclassified Managing Attorney – Civil (Position Numbers 7677, 8372, and 8371), or unclassified Managing Attorney-Implementation (Position Number 9338), position within the Minneapolis City Attorney's Office shall be returned to their permanent civil service classification. If no vacancy is available in their permanent civil service classified position, seniority shall prevail and the attorney most recently certified to the position shall be returned to the permanent civil service classification held by them prior to their certification


Attorneys who are appointed to positions in the unclassified service pursuant to the above provision shall continue to accrue classification seniority and City seniority while serving in their appointive position.

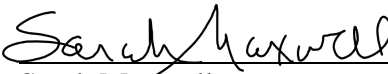
**THE PARTIES** have caused this Letter of Agreement to be executed by their duly authorized representative whose signature appears below:

**FOR THE EMPLOYER:**

 6/14/2023  
\_\_\_\_\_  
Rasheda Deloney Date  
Director, Labor Relations

**FOR THE UNION:**

 6.14.23  
\_\_\_\_\_  
David Bard Date  
Business Manager

 6/9/23  
\_\_\_\_\_  
Sarah Maxwell Date  
President